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SEP 17 2002

COMPETITION POLICY DIVISION
WIRELINE COMPETITION BUREAU

Michelle M. Canny

BY HAND DELIVERY

Marlene H. Dortch, Secretary

Federal Communications Commission

Office of the Secretary

c/o Vistrionix, Inc.

236 Massachusetts Avenue, N.E.

Suite 110

Washington, D.C. 20002

Re:

Section 63.03 Application of OnFiber Carrier Services, Inc., OnFiber

Carrier Services-Virginia, Inc., Telseon Carrier Services, Inc., and Telseon

Carrier Services of Virginia, Inc., WC Docket No. 02-232; Request for

Special Temporary Authority Pending Approval of Application

Dear Secretary Dortch:

On July 26, 2002, OnFiber Carrier Services, Inc., OnFiber Carrier Services-

Virginia, Inc. ("OnFiber"), Telseon Carrier Services, Inc., and Telseon Carrier Services of

Virginia, Inc. ("Telseon") (OnFiber and Telseon are hereinafter referred to as the "Joint

Applicants") filed a section 63.03 application with the Commission seeking authority for a

domestic transfer of control through the sale of certain telecommunications assets. On August

15, 2002, the Joint Applicants filed an amendment advising the Commission that the transaction

for which approval was being sought had been consummated to avert an impending financial

crisis, and requesting *nunc pro tunc* approval of their section 63.03 application. Because it is not

entirely clear when the Commission might act on the Joint Applicant's application, the Joint

Applicants hereby respectfully request special temporary authority ("STA") to transfer control of

Telseon to OnFiber.

The Commission's rules authorize grant of STA in emergency situations. As the

Joint Applicants stated in their verified amendment, which was filed on August 15, the Joint

Applicants had to immediately close their transaction to save Telseon from an impending

financial crisis, as well as to avoid a potential bankruptcy filing by Telseon. Because of the

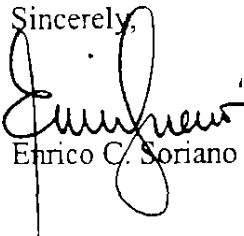
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KELLEY DRYE & WARREN LLP

Marlene H. Dortch, Secretary
August 27, 2002
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extraordinary nature of the circumstances surrounding the transaction, any delay would have seriously prejudiced the Joint Applicants and the public interest. Indeed, without Commission approval, the transaction could unravel, resulting in profound negative consequences. Accordingly, the Joint Applicants request special temporary authority to transfer control of Telseon to OnFiber while they await the Commission's approval of their section 63.03 application.

Enclosed for filing with the Commission are an original, a duplicate, and five copies of this letter. Kindly date-stamp the enclosed duplicate copy and return it to the delivering courier. If there are any questions concerning this letter, please call me at (202) 955-9866 or e-mail me at esoriano@kelleydrye.com. Thank you in advance for your assistance.

Sincerely,

Enrico C. Soriano

Enclosures

copy: William Dever (FCC) (by hand-delivery and facsimile)
Tracey Wilson (FCC) (by hand-delivery and facsimile)